

**ENTERED**

February 08, 2019

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

FELIPE SOTELO, *et al.*,

Plaintiffs,

VS.

NANCY A. BERRYHILL, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:18-CV-00007

**ORDER**

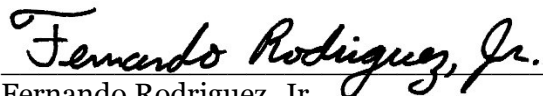
On January 18, 2019, the United States Magistrate Judge filed a Report and Recommendation (Doc. 83). No party has filed any objections. The Court **ADOPTS** the Report and Recommendation and it is:

**ORDERED** that Plaintiff Felipe Sotelo's petition to set aside the Commissioner's decision is **GRANTED**, and this matter is remanded to the Commissioner for further proceedings consistent with this decision;

**ORDERED** that all discrimination claims are **DISMISSED** without prejudice as moot; and

**ORDERED** that all claims made under the Privacy Act be **DISMISSED** without prejudice for failure to state a claim upon which relief can be granted.

SIGNED this 8th day of February, 2019.



Fernando Rodriguez, Jr.  
United States District Judge